



PATENT
Attorney Docket No. 06028.0031

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Fran ois COTTARD et al.) Group Art Unit: 1751
Application No.: 10/728,890) Examiner: Eisa B. ELHILO
Filed: December 8, 2003)
For: COMPOSITION FOR THE OXIDATION) Confirmation No.: 9673
DYEING OF KERATIN FIBERS)
COMPRISING AT LEAST ONE FATTY)
ALCOHOL, AT LEAST ONE)
OXIDATION DYE, AT LEAST ONE)
ASSOCIATIVE POLYMER, AND AT)
LEAST ONE COMPOUND CHOSEN)
FROM FATTY ACID ESTERS AND)
METAL OXIDES)

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Office the documents on the attached listing. This Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action and concurrently with the filing of a Request for Continued Examination in the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached.

Applicants respectfully request that the Office consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicants submit the following:

1. EP 1 413 287 A1 - An English-language abstract of this document from the European Patent Office's esp@cenet.com is submitted herewith.
2. EP 1 413 289 A1 - An English-language abstract of this document from the European Patent Office's esp@cenet.com is submitted herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the documents as prior art against any claim in the application and Applicants determine that the cited document(s) do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: November 27, 2006

By: Erin C DeCarlo
Erin C. DeCarlo
Reg. No. 51,688

| | | | | | |
|--|---|----|---|---|---|
| IDS Form PTO/SB/08: Substitute for form 1449A/PTO | | | | Complete if Known | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | | | Application Number Filing Date First Named Inventor Art Unit Examiner Name | 10/728,890 December 8, 2003 François COTTARD 1751 Eisa B. ELHILIO |
| Sheet | 1 | of | 1 | Attorney Docket Number | 06028.0031-000000 |

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS

| Examiner Initials | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | Translation ⁶ |
|-------------------|-----------------------|---|--------------------------------|--|--|--------------------------|
| | | Country Code ³ Number ⁴ Kind Code ⁵ (if known) | | | | |
| | | EP 1 413 287 A1 | 04-28-2004 | Cottard et al. | | Abstract |
| | | EP 1 413 289 A1 | 04-28-2004 | Cottard et al. | | Abstract |
| | | | | | | |
| | | | | | | |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | Translation ⁸ |
|-------------------|-----------------------|---|--------------------------|
| | | English-language abstract for EP 1 413 287 A1, published April 28, 2004, from the European Patent Office esp@cenet. | |
| | | English-language abstract for EP 1 413 289 A1, published April 28, 2004, from the European Patent Office esp@cenet. | |
| | | | |
| | | | |
| | | | |

| | | | |
|-----------------------|--|--------------------|--|
| Examiner Signature | | Date Considered | |
|-----------------------|--|--------------------|--|

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.